



FORM 7-5

7-24

## FORM 7-5

Practitioner's Docket No. PCT 2006-1

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

☒ In re application of: Mark Edward Huntley, et al.

Application No.: 10/582029

Filed: June 7, 2006

Group No. 1657

For: Continuous-Batch Hybrid Examiner: H. Lilling

Process for Production of Oil and Other Useful Products from

☐ Patent No.\*: Issued: Photosynthetic Microbes**NOTE:** The following certificates may be used with this form:

- Form 8-1A, Certificate of First Class Mailing (CM).
- Form 8-2A, Certificate of Facsimile Transmission (Centralized Fax Number) (CT-CF). Papers should be faxed to: (571) 273-8300.
- Form 8-3A, Certificate of Express Mailing (CEM).
- Form 8-4, Certificate of EFS Submission (CEFS).

**\*NOTE:** Insert name of inventor(s) and title also for patent. Where notification is with respect to a maintenance fee payment, also insert application number and filing date, and add Box M. Fee to address.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY  
STATUS

(37 C.F.R. § 1.27(g)(2))

**NOTE:** 37 C.F.R. § 1.27(g): "(1) New determination of entitlement to small entity status is needed when issue and maintenance fees are due. Once status as a small entity has been established in an application or patent, fees as a

(Rel. 113-12/2007 Pub.605)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Martin E. Hsia

32,471

Date: 4/22/10

*small entity may thereafter be paid in that application or patent without regard to a change in status until the issue fee is due or any maintenance fee is due.*

*(2) Notification of loss of entitlement to small entity status is required when issue and maintenance fees are due. Notification of a loss of entitlement to small entity status must be filed in the application or patent prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity as defined in paragraph (a) of this section is no longer appropriate. The notification that small entity status is no longer appropriate must be signed by a party identified in § 1.33(b). Payment of a fee in other than the small entity amount is not sufficient notification that small entity status is no longer appropriate.*

**NOTE:** *From the above portion of 37 C.F.R. § 1.27(g)(2), it is only a change in status resulting in "loss of entitlement to small entity status" that must be filed and a change from one small entity status to another small entity status requires no notification.*

**NOTE:** *Submission of a Change of Status (small/not small entity status) after issuance of the Notice of Allowance in an application does not result in a reduction in patent term adjustment under 37 C.F.R. § 1.704(c)(10). See Notice of May 29, 2001, 1247 OG 111-112, June 26, 2001.*

1. Applicant asserted small entity status in this application on June 7, 2006 (date)

(complete all items below which apply)

- ☒ payment of the basic ☐ filing ☒ national fee as a small entity (37 C.F.R. § 1.27(c)(3))
- ☐ submission of a written assertion of small entity status (37 C.F.R. § 1.27(c)(1))

**WARNING:** *"Payment of a fee in other than the small entity amount is not sufficient notification that small entity status is no longer appropriate." 37*

**C.F.R. § 1.27(g)(2).**

2. Applicant hereby notifies the Office, in accordance with the requirements of 37 C.F.R. § 1.27(g)(2), that it no longer has status as a small entity.

**WARNING:** "The notification that small entity status is no longer appropriate must be signed by a party identified in § 1.33(b)." 37 C.F.R. § 1.27(g)(2).

**35 C.F.R. § 1.33(b):**

**"(b) Amendments and other papers. Amendments and other papers, except for written assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by:**

**(1) A registered attorney or agent of record appointed in compliance with § 1.34(b);**

**(2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a);**

**(3) An assignee as provided for under § 3.71(b) of this chapter; or**

**(4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter.**

Date 4/22/10

Martin E. Hsia

*Martin E. Hsia*

(type or print name of person signing statement)

**Signature**

☐ Inventor(s)

☐ Assignee(s) of record of the entire interest

See 37 CFR 3.71, Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96)

☐ Person authorized to sign on behalf of assignee

☒ Practitioner of record under § 34(b)

☐ Filed under § 34(a)

Registration No: 32,471

(if applicable)

Telephone No. 808 544-3835  
Reg. No. 32,471  
Customer No. 000055312

*(complete the following, if applicable)*

\_\_\_\_\_  
*(type name of assignee)*

\_\_\_\_\_  
Address of assignee

\_\_\_\_\_  
Title of person authorized to sign on behalf of assignee

Assignment recorded in PTO \_\_\_\_\_

Reel \_\_\_\_\_ Frame \_\_\_\_\_